PATENT HSM&L 13425.0040US01 Application Serial No. 10/648133

Examiner: B. Fischmann

Art Unit: 3618

REMARKS

Reconsideration and reexamination are respectfully requested in view of the above amendments and following remarks. The specification and abstract are amended to address formal issues. Proposed amendments to the drawings are submitted herewith to correct formal issues. Claims 1 and 3-4 have been amended, and are supported in throughout Applicants' original disclosure. Particularly, claim 1 has been amended to include the allowable subject matter of claim 2, and claims 3 and 4 are amended to provide further clarification. Accordingly, claim 2 is canceled. No new matter has been added. Claims 1, 3, and 4 are pending. Claim 2 was considered allowable.

Specification

The abstract of the disclosure is objected to because the language "height of elasticity" is considered indefinite.

The abstract has been amended in the substitute specification to revise the language "height of elasticity" to a "height of a center of elasticity." This revision is supported throughout Applicants' disclosure, for instance in Figures 3B and 5B and at page 4, lines 9-14. That is, the height of a center of elasticity is defined by the positioning of the plurality of mount members, namely the primary and secondary mount members, whereby such mount members have an elastic property in mounting a vehicle power source. For at least these reasons, the language of the abstract is clear and adequately disclosed.

Favorable reconsideration and withdrawal of the objection are respectfully requested.

The specification is objected to for awkward and unclear wording.

Applicants hereby submit a substitute specification under 37 C.F.R. §1.125 to address the issues presented by the Examiner. The substitute specification includes additional editorial and grammatical corrections. With these amendments, Applicants respectfully submit that the specification is readable and clear. Thus, entry of the substitute specification is respectfully requested.

Favorable reconsideration and withdrawal of the objection are respectfully requested.

Art Unit: 3618

Drawings

The drawings are objected to for informalities.

Applicants hereby present proposed amended drawings to revise the reference number labeling. Particularly, Figures 1-3C and 5A-B are amended. With regard to the subject matter of the "crank shaft" recited in original claim 2, this claim has been canceled rendering such objection to the drawings no longer applicable. Likewise, the specification has been amended accordingly to reflect the proposed amended drawings. With the proposed amendments and foregoing reasons, Applicants respectfully submit that the drawings are in proper form. Applicants respectfully submit that formal correction of the drawings will be made pending the Examiner's approval of the proposed amended drawings.

Favorable reconsideration and withdrawal of the objection are respectfully requested.

Claims

Claims 1-4 are objected to for being unclear and awkward.

Claims 1, 3, and 4 are amended to address the issues presented by the Examiner. Further, the claims have been editorially amended to place the claims in clearer form. Particularly, the language "mount members with elasticity" has been changed to "mount members having elasticity." It is respectfully submitted that this language is clear and supported throughout Applicants' disclosure, wherein the mount members include an elastic property. With regard to the language "spring effect," Applicants respectfully submit that this term is clear and that no revision is necessary. The "spring effect" is understood, in that the mount members have an elastic property in mounting the vehicle power source, whereby such elastic property may be provided with a biasing effect, namely the "spring effect" recited. One of skill in the art would understand such language, and it is respectfully submitted that "spring effect" is clear. With regard to the language "softer" of claim 3, the language has been revised to recite "a lower spring constant", which is supported for example at page 4, lines 18-25 of Applicants' specification. The language "floating mounts" has been revised to recite "sub-frame

PATENT

Examiner: B. Fischmann

support mounts." The originally claimed "floating mounts" support the sub-frame as originally disclosed by Applicants. Therefore, with the amendments submitted and the foregoing remarks, Applicants respectfully submit that the claims are in proper form.

Favorable reconsideration and withdrawal of the objection are respectfully requested.

Claims 1-4 are rejected under 35 U.S.C. 112, second paragraph, as being

Claims 1 has been amended to correct the formal issues presented by the indefinite. Examiner. Particularly, claim 1 is amended to correct the antecedent basis issue with respect to "the structure" as originally recited. Claim 1 now recites "the supporting structure. Thus, claim 1 includes proper antecedent basis for all its features. Furthermore, the language "height of elasticity center" has been amended to recite a "height of a center of elasticity." As discussed with respect to the specification and abstract above, the revised language is supported throughout Applicants' disclosure, for instance at page 3, line 25 to page 4, line 1, at page 4, lines 9-14, and in Figures 3B and 5A. That is, the height of a center of elasticity, which is higher than a gravity center, is defined by the positioning of the plurality of mount members, namely the primary and secondary mount members. Thus, Applicants respectfully submit that claim 1 is definite for at least the foregoing reasons.

Favorable reconsideration and withdrawal of the rejection are respectfully requested.

Claims 1, 3 and 4 are rejected under 35 U.S.C. 102(b) as being anticipated by JP

The rejection is rendered moot, as claim 1 has been amended to include the 9-20150. allowable subject matter of claim 2. Thus, claim 1 and dependent claims 3 and 4 are allowable over the reference cited for at least these reasons. Applicants do not concede the correctness of the rejection and may present additional arguments with respect to any of claims 1, 3, and 4 at a later date.

Favorable reconsideration and withdrawal of the rejection are respectfully requested.

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Art Unit: 3618

With the above amendments and remarks, Applicants believe that this application is in a condition for allowance. Favorable reconsideration in the form of a Notice of Allowance is respectfully requested. If any further questions arise, the Examiner is invited to contact Applicants' representative, the undersigned, listed below.

Respectfully Submitted,

Dated: August 11, 2005

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Art Unit: 3618

IN THE DRAWINGS

Amendments to the Drawings Please enter the amendments to the drawings as proposed in the attached proposed amended drawings. Figures 1-3C and 5A-5B are amended to correct formal objections to the drawings. No new matter has been added.